IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE SIDE
WRIT PETITION NO.7550 OF 2004

Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders.

Court's or Judge's orders

Mr. S.D. Thokade, for the Petitioner
Mr. C.R. Sonawane, AGP for the Respondents.

CORAM : F.I. REBELLO & S.P.KUKDAY,JJ.
DATED : 1st March, 2005
P.C.

. The petitioner claims right in the licence which was standing in the name of his late sister. Earlier it appears that the licence was standing in the name of the petitioner's father. His sister filed Suit No.100 of 1986 in which relief was granted in terms of order dated 4th November, 1988. Thereafter she filed Writ Petition NO.904 of 1990 in which by order dated 5th March, 1990 certain directions were given. The licence was thereafter transferred in the name of the petitioner's sister in the year 1990. The petitioner did not challenge the said transfer. Thereafter it appears that the petitioner's sister entered into a partnership with Respondent No.5 and it is the partnership which has been thereafter running the business from the year 2001. The Partnership was dissolved and one of the clauses was to transfer the licence in

favour of the other Partner Dasharath Ramchandra Ghodke. The sister of the petitioner seems to have expired and it is only now that for the first time the petitioner has filed the present petition seeking reliefs.

2. We are not inclined to entertain this petition at this stage. If the petitioner is able to establish that he can claim any right in the license earlier held in the name of his sister and if so succeeds then it will be open for him to take appropriate steps in law which he is entitled to.

. With the above observations petition stands disposed of.

(F.I. REBELLO, J.)

(S.P. KUKDAY, J.)